

Amendment Description Template

Amendment No. XX

Offered by Mr. Van Orden

Amendment Description:

This second degree amendment requires a GAO report on the use of child labor among entities that contract with USDA.

Amendment to the amendment offered by Mr. Casar to HR 8467

Strike all and insert:

Line 1 through the period and insert:

“Sec. 124____. GAO Report on the use of child labor among entities that contract with USDA.

(a) Report required.—Not later than 2 years after the state of enactment of this Act, the Comptroller of the United States shall submit a report to Congress that examines how to prevent violations of section 12 of the Fair Labor Standards Act of 1938 (29 U.S.C. 212), relating to illegal child labor in the agriculture and food industries. Such a report shall describe:

- (1) Any final and unappealable administrative merits determination or final and unappealable civil judgement issued against an entity, for violations of section 12 of the Fair Labor Standards Act of 1938 (29 U.S.C. 212), relating to child labor, if the entity has, in the past 2 years, entered into an Agricultural Marketing Services procurement contract.
- (2) The types and prevalence of identity and document fraud by minors to fraudulently and illegally obtain employment.
- (3) An assessment of the categories of entities or individuals who deliberately facilitate such violations through the perpetration of:
 - (A) identity fraud;
 - (B) document fraud; and
 - (C) any other form of fraudulent practices to obtain employment, as determined by the Secretary.
- (4) An evaluation of the causes or conditions that may incentivize willful or deliberate employment fraud.
- (5) The tools and systems needed to improve efforts to identify and prevent deliberate identity and document fraud with regard to potential child labor violations.
- (6) Opportunities to leverage technology to aid in the detection and prevention of identity fraud, particularly as it relates to minors.
- (7) The cost to deploy such tools and technologies, an assessment of the industry’s ability to afford the technologies, and the impact to prices for consumers.
- (8) Recommended elements of due diligence and hiring programs that would enable the US government to offer a safe harbor for participation from allegations of intentional violation of child labor laws.